IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL.

Writ Petition No. 608 (S/S) of 2006

Gambhir Singh Sajwan,
Son of late Sri Shiv Singh,
Class IV Employee (Gang Labour),
Maneri Valley, Construction Division – 3,
Irrigation Department,
Shakti Puram, Chinyali Saur,
District – Uttar Kashi. …….Petitioners

V e r s u s

1. State of Uttaranchal through Secretary, Irrigation Department, Uttaranchal, Dehradun.
2. Chief Engineer, Irrigation Department, Uttaranchal, Dehradun.
3. Executive Engineer, Construction Division – 3, Irrigation Department, Shakti Puram, Chinyali Saur, District – Uttar Kashi.

…....Respondents

Hon'ble M.M. Ghildiyal, J.

Heard Sri B.S. Negi, learned counsel for the petitioner and learned standing counsel for the State of Uttaranchal on behalf of respondents.

Learned counsel for both the parties are agree to decide the writ petition at its admission state itself.

The submission of the petitioner is that petitioner was initially appointed on the post of Gang Labour in the year 1971 with the respondent department and in the year 1985, he left the service due to mental disorder. In 1997, the petitioner has obtained medical fitness certificate issued by the Medical Officer to the effect that he is fit to

resume his services. Thereafter, petitioner has made representation dated 14.03.2006 before respondents no. 3 for payment of his dues which are pending in the Department. The said representation is still pending.

During the course of argument learned counsel for the petitioner has confined his prayer that petitioner has already made a representation before respondent no. 2 on 14.03.2006 (Annexure No. 6 to the writ petition) for redressal of his grievance and respondent no. 3 directed to take decision of the representation of the petitioner at the earliest.

The prayer is innocuous. In view of the above, respondent no. 3 may take decision of the representation of the petitioner dated 14.03.2006 and if it is found that payment, if any, is due to the petitioner the same shall be paid to the petitioner at he earliest. Respondents no. 3 shall pass final order on the representation of the petitioner within a period of two months from the date of production of certified copy of this order.

With this direction the writ petition is finally disposed of. No order as to costs.

(M. M. Ghildiyal, J)

May 04, 2006
SKSharma